



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Akihito Kusano

Application No.: 10/693,993

Filing Date: October 28, 2003

Title: HYDRAULIC BRAKE APPARATUS FOR A VEHICLE

Group Art Unit: 3683

Examiner: XUAN LAN T NGUYEN

Confirmation No.: 3661

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☐ A Petition for Extension of Time is also enclosed.

☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.

☐ Also enclosed is/are \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ Small entity status is hereby claimed.

☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$395.00 (2801) ☐ \$790.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted \_\_\_\_\_  
\_\_\_\_\_ on \_\_\_\_\_,  
for which continued examination is requested.

☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	8	MINUS 20 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	3	MINUS 3 =	0	x \$88.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$300.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
<b>TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT</b>					<b>\$ 0.00</b>

- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

By



Matthew L. Schneider  
Registration No. 32,814

Date: November 19, 2004



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In re Patent Application of )

Akihito Kusano )

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For: HYDRAULIC BRAKE APPARATUS )  
FOR A VEHICLE )

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**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Official Action dated October 22, 2004, the following remarks are submitted.

The aforementioned Official Action indicates that the claims in this application are directed to four different species. As identified in the Official Action, the four species are as follows.

Species A shown in Fig. 1.

Species B illustrated in Fig. 3.

Species C depicted in Fig. 4.

Species D shown in Fig. 5.

Based on the observation that the four species are patentably distinct from one another, an election of species requirement has been imposed requiring an election of one of the four species.

In response to the election of species requirement, Applicant hereby elects, with traverse, Species A illustrated in Fig. 1. Claims 1-6 are readable on the elected species.

The election is made with traverse because it is believed that all of the claims of this application can be examined at the same time without serious burden. In one respect, the search required for the non-elected species would be substantially coextensive with that required for the elected species. In addition, examining all of the claims of this application at the same time would only involve consideration of two additional claims. Thus, it is believed that examining all of the claims of this application at the same time would not present a serious burden.

In light of the foregoing, withdrawal of the election of species requirement and examination of all of the claims of this application, including Claims 1-6 readable on the elected species, are respectfully requested.

Should any questions arise in connection with this application, the undersigned respectfully requests that he be contacted at the number indicated below.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: November 19, 2004

By: Matthew L. Schneider  
Matthew L. Schneider  
Registration No. 32,814

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